#### NIXON PEABODY LLP

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Attorneys for Wilmington Trust Company as Collateral Agent

# UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

In re:	) Chapter 11
CALPINE CORPORATION, et al.,	) Case No. 05-60200 (BRL) ) Jointly Administered
Debtors.	) )
WILMINGTON TRUST COMPANY AS COLLATERAL AGENT	) ) )
Appellant,	)
-against-	)
CALPINE CORPORATION, et al.,	)
Appellees.	) )

## **NOTICE OF APPEAL**

Wilmington Trust Company, solely in its capacity as collateral agent (the "Collateral Agent") under that certain Collateral Trust and Intercreditor Agreement dated as of March 23, 2004 for the present and future holders of the CalGen Senior Secured Obligations, by and through its counsel, Nixon Peabody LLP, hereby appeals to the United States District Court for

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the Southern District of New York, pursuant to 28 U.S.C. § 158(a) and Rules 8001(a) and 8002(a) of the Federal Rules of Bankruptcy Procedure, from the following order of the Bankruptcy Court:

Order dated March 12, 2007 Authorizing Debtors to Obtain Post-Petition Financing Pursuant To 11 U.S.C. §§ 105, 361, 362, 364(c)(1), 362(c)(2), 364(c)(3), 364(d) and 364(e) (Docket No. 3972)(the "Order")

The names of all parties to the Order appealed from and the names of their respective attorneys (as presently known to the Collateral Agent) are as follows:

### **APPELLANT:**

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### **OTHER INTERESTED PARTIES:**

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Canada Resources Company, Calpine Canada Power
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# WILMINGTON TRUST COMPANY, as Collateral Agent

By its attorneys

Date: March 14, 2007 /s/ Amanda D. Darwin

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#### Exhibit 1

Amelia Energy Center, LP

Anacapa Land Company, LLC

Anderson Springs Energy Company

Androscoggin Energy, Inc.

Auburndale Peaker Energy Center, LLC

Augusta Development Company, LLC

Aviation Funding Corp.

Baytown Energy Center, LP

Baytown Power GP, LLC

Baytown Power, LP

Bellingham Cogen, Inc.

Bethpage Fuel Management Inc.

Blue Heron Energy Center, LLC

Blue Spruce Holdings, LLC

**Broad River Energy LLC** 

Broad River Holdings, LLC

CalGen Equipment Finance Company, LLC

CalGen Equipment Finance Holdings, LLC

CalGen Expansion Company, LLC

CalGen Finance Corp.

Calpine Geysers Company, L.P.

CalGen Project Equipment Finance Company One, LLC

CalGen Project Equipment Finance Company Three, LLC

CalGen Project Equipment Finance Company Two, LLC

Calpine Acadia Holdings, LLC

Calpine Administrative Services Company, Inc.

Calpine Agnews, Inc.

Calpine Amelia Energy Center GP, LLC

Calpine Amelia Energy Center LP, LLC

Calpine Auburndale Holdings, LLC

Calpine Baytown Energy Center GP, LLC

Calpine Baytown Energy Center LP, LLC

Calpine Bethpage 3 Pipeline Construction Company, Inc.

Calpine Bethpage 3, LLC

Calpine Power, Inc.

Calpine CalGen Holdings, Inc.

Calpine California Development Company, LLC

Calpine California Energy Finance, LLC

Calpine California Equipment Finance Company, LLC

Calpine Calistoga Holdings, LLC

Calpine Capital Trust

Calpine Capital Trust II

Calpine Capital Trust III

Calpine Capital Trust IV

Calpine Capital Trust V

Calpine Central Texas GP, Inc.

Calpine Central, Inc.

Calpine Central, L.P.

Calpine Central-Texas, Inc.

Calpine Channel Energy Center GP, LLC

Calpine Channel Energy Center LP, LLC

Calpine Clear Lake Energy GP, LLC

Calpine Clear Lake Energy, LP

Calpine Cogeneration Corporation

Calpine Construction Management Company, Inc.

Calpine Corporation

Calpine Corpus Christi Energy GP, LLC

Calpine Corpus Christi Energy, LP

Calpine Decatur Pipeline, Inc.

Calpine Decatur Pipeline, L.P.

Calpine Dighton, Inc.

Calpine East Fuels, Inc.

Calpine Eastern Corporation

Calpine Energy Services Holdings, Inc.

Calpine Energy Services, L.P.

Calpine Finance Company

Calpine Freestone Energy GP, LLC

Calpine Freestone Energy, LP

Calpine Freestone, LLC

Calpine Fuels Corporation

Calpine Gas Holdings LLC

Calpine Generating Company, LLC

Calpine Gilroy 1, Inc.

Calpine Gilroy 2, Inc.

Calpine Gilroy Cogen, L.P.

Calpine Global Services Company, Inc.

Calpine Gordonsville GP Holdings, LLC

Calpine Gordonsville LP Holdings, LLC

Calpine Gordonsville, LLC

Calpine Greenleaf Holdings, Inc.

Calpine Greenleaf, Inc.

Calpine Hidalgo Design, L.P.

Calpine Hidalgo Energy Center, L.P.

Calpine Hidalgo Holdings, Inc.

Calpine Hidalgo Inc.

Calpine Hidalgo Power GP, LLC

Calpine Hidalgo Power, LP

Calpine International Holdings, Inc.

Calpine International, LLC

Calpine Investment Holdings, LLC

Calpine Kennedy Airport, Inc.

Calpine Kennedy Operators Inc.

Calpine KIA, Inc.

Calpine Leasing Inc.

Calpine Long Island, Inc.

Calpine Lost Pines Operations, Inc.

Calpine Louisiana Pipeline Company

Calpine Magic Valley Pipeline, Inc.

Calpine Monterey Cogeneration, Inc.

Calpine MVP, Inc.

Calpine NCTP GP, LLC

Calpine NCTP, LP

Calpine Northbrook Corporation of Maine, Inc.

Calpine Northbrook Energy Holdings, LLC

Calpine Northbrook Energy, LLC

Calpine Northbrook Holdings Corporation

Calpine Northbrook Investors, LLC

Calpine Northbrook Project Holdings, LLC

Calpine Northbrook Services, LLC

Calpine Northbrook Southcoast Investors, LLC

Calpine NTC, LP

Calpine Oneta Power I, LLC

Calpine Oneta Power II, LLC

Calpine Oneta Power, L.P.

Calpine Operating Services Company, Inc.

Calpine Operations Management Company, Inc.

Calpine Pastoria Holdings, LLC

Calpine Philadelphia, Inc.

Calpine Pittsburg, LLC

Calpine Power Company

Calpine Power Equipment LP

Calpine Power Management, Inc.

Calpine Power Management, LP

Calpine Power Services, Inc.

Calpine Power, Inc.

Calpine PowerAmerica, Inc.

Calpine PowerAmerica, LP

Calpine PowerAmerica-CA, LLC

Calpine PowerAmerica-CT, LLC

Calpine PowerAmerica-MA, LLC

Calpine PowerAmerica-ME, LLC

Calpine PowerAmerica-NH, LLC

Calpine PowerAmerica-NY, LLC

Calpine Power America-OR, LLC

Calpine Producer Services, L.P.

Calpine Project Holdings, Inc.

Calpine Pryor, Inc.

Calpine Rumford I, Inc.

Calpine Rumford, Inc.

Calpine Schuylkill, Inc.

Calpine Siskiyou Geothermal Partners, L.P.

Calpine Sonoran Pipeline LLC

Calpine Stony Brook Operators, Inc.

Calpine Stony Brook Power Marketing, LLC

Calpine Stony Brook, Inc.

Calpine Sumas, Inc.

Calpine TCCL Holdings, Inc.

Calpine Texas Pipeline GP, Inc.

Calpine Texas Pipeline LP, Inc.

Calpine Texas Pipeline, L.P.

Calpine Tiverton I, Inc.

Calpine Tiverton, Inc.

Calpine ULC I Holding, LLC

Calpine University Power, Inc.

Calpine Unrestricted Funding, LLC

Calpine Unrestricted Holdings, LLC

Calpine Vapor, Inc.

Carville Energy LLC

CCFC Development Company, LLC

CCFC Equipment Finance Company, LLC

CCFC Project Equipment Finance Company One, LLC

CES GP, LLC

CGC Dighton, LLC

Channel Energy Center, LP

Channel Power GP, LLC

Channel Power, LP

Clear Lake Cogeneration Limited Partnership

CogenAmerica Asia Inc.

CogenAmerica Parlin Supply Corp.

Columbia Energy LLC

Corpus Christi Cogeneration L.P.

CPN 3rd Turbine, Inc.

CPN Acadia, Inc.

CPN Berks Generation, Inc.

CPN Berks, LLC

CPN Bethpage 3rd Turbine, Inc.

CPN Cascade, Inc.

CPN Clear Lake, Inc.

CPN Decatur Pipeline, Inc.

CPN East Fuels, LLC (Calpine East Fuels, LLC)

CPN Energy Services GP, Inc.

CPN Energy Services LP, Inc.

CPN Freestone, LLC

CPN Funding, Inc.

CPN Morris, Inc.

CPN Oxford, Inc.

**CPN Pipeline Company** 

CPN Pleasant Hill Operating, LLC

CPN Pleasant Hill, LLC

CPN Power Services GP, LLC

CPN Power Services, LP

**CPN Pryor Funding Corporation** 

CPN Telephone Flat, Inc.

Decatur Energy Center, LLC

Deer Park Power GP, LLC

Deer Park Power, LP

Delta Energy Center, LLC

Dighton Power Associates, LP

East Altamont Energy Center, LLC

Fond du Lac Energy Center, LLC

Fontana Energy Center, LLC

Freestone Power Generation LP

GEC Bethpage Inc.

Geothermal Energy Partners, Ltd

Geysers Power Company, LLC

Geysers Power Company II, LLC

Geysers Power I Company

Goldendale Energy Center, LLC

Hammond Energy LLC

Hillabee Energy Center, LLC

Idlewild Fuel Management Corp.

JMC Bethpage, Inc.

**KIAC Partners** 

Lake Wales Energy Center, LLC

Lawrence Energy Center, LLC

Lone Oak Energy Center, LLC

Los Esteros Critical Energy Facility, LLC

Los Medanos Energy Center LLC

Magic Valley Gas Pipeline GP, LLC

Magic Valley Gas Pipeline, LP

Magic Valley Pipeline, L.P.

MEP Pleasant Hill, LLC

Moapa Energy Center, LLC

Mobile Energy LLC

Modoc Power, Inc.

Morgan Energy Center, LLC

Mount Hoffman Geothermal Company, L.P.

Mt. Vernon Energy LLC

NewSouth Energy LLC

Nissequogue Cogen Partners

Northwest Cogeneration, Inc.

NTC Five, Inc.

NTC GP, LLC

Nueces Bay Energy LLC

O.L.S. Energy-Agnews, Inc.

Odyssey Land Acquisition Company

Pajaro Energy Center, LLC

Pastoria Energy Center, LLC

Pastoria Energy Facility L.L.C.

Philadelphia Biogas Supply, Inc.

Phipps Bend Energy Center, LLC

Pine Bluff Energy, LLC

Power Investors, L.L.C.

Power Systems MFG., LLC

Quintana Canada Holdings, LLC

RockGen Energy LLC

Rumford Power Associates Limited Partnership

Russell City Energy Center, LLC

San Joaquin Valley Energy Center, LLC

Silverado Geothermal Resources, Inc.

Skipanon Natural Gas, LLC

South Point Energy Center, LLC

South Point Holdings, LLC

Stony Brook Cogeneration, Inc.

Stony Brook Fuel Management Corp.

Sutter Dryers, Inc.

TBG Cogen Partners

Texas City Cogeneration, L.P.

**Texas Cogeneration Company** 

Texas Cogeneration Five, Inc.

Texas Cogeneration One Company

Thermal Power Company

Thomassen Turbine Systems America, Inc.

Tiverton Power Associates Limited Partnership

Towantic Energy, L.L.C.

VEC Holdings, LLC

Venture Acquisition Company

Vineyard Energy Center, LLC

Wawayanda Energy Center, LLC

Whatcom Cogeneration Partners, L.P.

Zion Energy LLC